

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

HAND CARRY

Application of: P. Rubin

Confirmation No.: 4257

Serial No.: 10/084,250

Art Unit: 1616

Filed: February 28, 2002

Examiner: M. Haghigian

For: Methods and Compositions Using  
Norastemizole in Combination with  
Leukotriene Inhibitors

Attorney Docket No.: 4821-469-999

**NOTICE OF APPEAL FROM THE PRIMARY EXAMINER  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision dated April 1, 2005 of the Primary Examiner finally rejecting claims 12-16, 30-41 and 50-66 of the above-identified application.

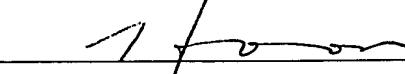
The item(s) checked below are appropriate:

1.  An extension of time for responding to the final rejection for 1 additional month(s):  
 was filed on  
 is submitted herewith.
2.  A timely response to the final rejection was filed August 26, 2005.
3.  A fee in the amount of \$500.00 is:  
 Required.  
 Not required (Fee paid in prior appeal).
4.  Applicant has qualified for the 50% reduction in fee for an independent inventor, non-profit organization or small business concern and a fee in the amount of \$250.00 is:  
 Required.  
 Not required (Fee paid in prior appeal).
5.  Please charge the required fee, if any, to Jones Day Deposit Account No. 50-3013. A copy of this sheet is enclosed.

Respectfully submitted,

Date: September 26, 2005

L0209

  
Hoon Choi  
JONES DAY  
51 Louisiana Avenue, N.W.  
Washington, D.C. 20001-2113  
(202) 679-3939

(Limited Recog. No.)

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for: Anthony M. Insogna (Reg. No. 35,203)  
JONES DAY  
12750 High Bluff Drive, Suite 300  
San Diego, CA 92130  
(858) 314-1200